

2018 Regular Session

HOUSE BILL NO. 157

BY REPRESENTATIVE BAGLEY

MOTOR VEHICLES: Modifies requirements for motor vehicles issued a certificate of destruction

1 AN ACT

2 To amend and reenact R.S. 32:707.3(C), relative to motor vehicles issued a certificate of
3 destruction; to provide for exceptions; to authorize the sale and use of a vehicle
4 issued a certificate of destruction if a physical inspection performed by law
5 enforcement is completed; to prohibit a law enforcement officer from inspecting a
6 vehicle in which he has a fiduciary interest; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:707.3(C) is hereby amended and reenacted to read as follows:

9 §707.3. Certificates of destruction; application requirements; restrictions on sale;
10 disassembly requirement; department rules; penalties

11 * * *

12 C.(1) Notwithstanding any other law to the contrary, no motor vehicle for
13 which a certificate of destruction has been issued shall be later issued a salvage or
14 reconstructed title or otherwise titled or registered by the office of motor vehicles for
15 use on the roads or highways of this state unless such motor vehicle passes a physical
16 inspection performed by a full-time certified law enforcement officer, who has been
17 trained and certified by the Department of Public Safety and Corrections, office of
18 state police, to inspect motor vehicles.

19 (2) Notwithstanding any other law to the contrary, no motor vehicle which
20 has been issued a certificate of destruction shall be resold as a retail unit, and such

1 vehicle shall be dismantled, sold for any usable parts, or crushed unless such motor
2 vehicle passes a physical inspection performed by a full-time certified law
3 enforcement officer, who has been trained and certified by the Department of Public
4 Safety and Corrections, office of state police, to inspect motor vehicles.

5 (3) No law enforcement officer shall conduct a physical inspection of a
6 vehicle in which he has a fiduciary interest or an ownership interest, or is in the
7 process of acquiring an interest through a company or entity in which he has a
8 fiduciary interest.

9 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 157 Original

2018 Regular Session

Bagley

Abstract: Creates an exception for the sale and use of motor vehicles for which a certificate of destruction has been issued.

Present law prohibits a motor vehicle issued a certificate of destruction from being issued a salvage or reconstructed title or from being titled or registered by the office of motor vehicles for use on the roads or highways of this state.

Present law prohibits a motor vehicle issued a certificate of destruction from being resold as a retail unit and requires such vehicle be dismantled, sold for any usable parts, or crushed.

Proposed law maintains present law but authorizes the use or resale of the motor vehicle issued a certificate of destruction if the vehicle passes a physical inspection performed by a full-time certified law enforcement officer who is trained and certified by the Dept. of Public Safety and Corrections, office of state police, to inspect motor vehicles.

Proposed law prohibits a law enforcement officer from conducting an inspection of a vehicle in which he has a fiduciary interest or an ownership interest, or is in the process of acquiring an interest through a company or entity in which he has a fiduciary interest.

(Amends R.S. 32:707.3(C))